

REMARKS

In response to the Restriction Requirement dated January 22, 2009, Applicants hereby elects the invention of Group I (claims 1, 5-10 and 16-18 in part) with traverse.

Further, based on the above claim amendments, Applicants believe that no further election of species is necessary. Claims now recite the species of SEQ ID NOS: 51, 87, 159 and 477.

Applicants traverse the Restriction Requirement, because the claims of the present application relate to a single inventive concept under PCT Rule 13.1. In particular, each of the claims relates to the single inventive concept which includes determining the pattern of expression levels of SEQ ID NOS: 51, 87, 159 and 477 or kits which include primers and probes suitable for marker genes having SEQ ID NOS: 51, 87, 159 and 477. Accordingly, the Restriction Requirement is improper and should be withdrawn.

Respectfully submitted,

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